IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA

DALE STEIN,	No. C 11-1243 JSW (PR)	
Plaintiff,	ORDER ON PENDING MOTIONS	
v.		
G. WOODS; DR. ARTHUR F. MAJOR; DR. R. NORTON; STANLAKE K. YE; G. ELLIS; N. WARREN, Defendants.	(Docket Nos. 13, 14)	

Plaintiff, a California prisoner proceeding pro se, filed this rights action pursuant to 42 U.S.C. § 1983 against various prison officials for inadequate dental care. Plaintiff has filed a request for a clarification as to whether the Court's prior order limiting him to 15 interrogatories was 15 interrogatories per defendant or 15 interrogatories in total. The answer is 15 interrogatories in total.

Plaintiff has filed a motion for summary judgment (docket number 13), which is DENIED because he did not serve it upon defendants. Plaintiff may file the motion again or he may simply raise the arguments raised therein when he opposes the motion for summary judgment that defendants intend to file, but he must serve any paper he files upon defendants if he wishes to have it considered. Plaintiff has also filed a motion to deny defendants request for qualified immunity. In their motion for a protective order, defendants indicate that they intend to argue for qualified immunity in a future motion.

Case 3:11-cv-01243-JSW Document 31 Filed 10/18/11 Page 2 of 3

1	When and if they do, the Court will consider Plaintiff's arguments against such a
2	defense. As they have yet to plead or assert such a defense in any motion, however,
3	Plaintiff's motion (docket number 14) is DENIED as premature.
4	IT IS SO ORDERED.
5	DATED: October 18, 2011
6	Seffent Stockets
7	JEF REY S. WHITE United States District Judge
8	Office States District Judge
9	
10	
11	
12	
13	
14	
15	
16	
17	
18	
19	
20	
21	
22	
23	
24	
25	
26	
27	
<u>~</u> '	

1	UNITED STATES DISTRICT COURT	
2	FOR THE	
3	NORTHERN DISTRICT OF CALIFORNIA	
4		
5		
6	DALE RICHARD STEIN, Case Number: CV11-01243 JSW	
7	Plaintiff, CERTIFICATE OF SERVICE	
8	V.	
9	G WOODS et al,	
10	Defendant.	
11	I the undersigned housely contify that I am an appleyed in the Office of the Clark II C. District	
12	I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District, Northern District of California.	
13	said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by	
14		
15	derivery receptacie located in the Cierk's office.	
16		
17	Dale R. Stein S.V.S.P.	
18	P.O. Box 1050 J82424	
19	Soledad, CA 93960	
20	Dated: October 18, 2011	
21	Dated: October 18, 2011 Richard W. Wieking, Clerk	
22	By: Jennifer Ottolini, Deputy Clerk	
23		
24		
25		
26		
27		
28		